PTO/SR/26 (08-03)
Approved for use through 07/31/2008, OMB 0651-0031
S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a vetid OMB control number.

TERMINAL DISCLAIMED TO ORMATE A DOUBLE E DATEMANNO.

REJECTION OVER A PRIOR PATENT	CL000758DIV III
In re Application of: Chunhua YAN, et al.	
Application No.: 10/801,671	
Filed: March 17, 2004	
For: Isolated Human Kinase Proteins, Nucleic Acid Molecules Encoding Human Kinase Proteins, and	nd Uses Thereof
The owner, <u>Applera Corporation</u> , of <u>100</u> percent interest in disclaims, except as provided below, the terminal part of the statutory term of any patent which would extend beyond the expiration date of the full statutory term defined in 35 to shortened by any terminal disclaimer, of prior Patent No. <u>6.455,291</u> . The own so granted on the instant application shall be enforceable only for and during such period commonly owned. This agreement runs with any patent granted on the instant application its successors or assigns.	granted on the instant application, U.S.C. 154 and 173, as presently her hereby agrees that any patent od that it and the prior patent are
In making the above disclaimer, the owner does not disclaim the terminal part of application that would extend to the expiration date of the full statutory term as defined prior patent, as presently shortened by any terminal disclaimer, in the event that it I maintenance fee, is held unenforceable, is found invalid by a court of competent jurisor whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexar is in any mariner terminated prior to the expiration of its full statutory term as presidisclaimer.	in 35 U.S.C. 154 and 173 of the later: expires for fallure to pay a diction, is statutorily disclaimed in mination certificate. In relevant or
Check either box 1 or 2 below, if appropriate.	
1. For submissions on behalf of an organization (e.g., corporation, partnership, universely, the undersigned is empowered to act on behalf of the organization.	reralty, government agency,
I hereby declare that all statements made herein of my own knowledge are true information and belief are believed to be true; and further that these statements were made false statements and the like so made are punishable by fine or imprisonment, or both, use United States Code and that such willful false statements may jeopardize the validity issued thereon.	de with the knowledge that willful
2. The undersigned is an attorney or agent of record.	July 05, 2005
Signature	Date
Justin D. Keris	ela, Reg. No.: 43,704
	or printed name.
, , , , , , , , , , , , , , , , , , , ,	·
	453-3812
7	one Number
Terminal disclaimer fee under 37 CFR 1.20(d) included.	
WARNING: Information on this form may become public. Credit card information be included on this form. Provide credit card information and authorization on 07/06/200	on should not PTO 2038 5 BBUNNER 60680024 506978 18881
*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee Form PTO/SB/96 may be used for making this certification. See MPEP § 324.	15 BBONNER

This collection of Information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.